

Remarks

This Application has been carefully reviewed in light of the Office Action. Claims 1-3, 5-7, 9-15, 19-24, and 28-45 are pending in the Application. The Office Action rejects Claims 1-3, 5-7, 9-15, 19-24, and 28-45. Applicants respectfully request reconsideration and favorable action in this case.

Claim Objections

The Office Action objects to Claim 1, stating that it includes various informalities. Applicants have amended Claims 1-3, 12, 14, 19, 22-24, 34-37, and 39-41 to correct various informalities. Reconsideration and favorable action are requested.

Rejections under U.S.C. § 103

The Office Action rejects Claims 1-3, 5-7, 9, 12-15, 34, 35, 38-41 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent 6,370,373 to Gerth et al. ("*Gerth*") in view of U.S. Patent Application Pub. No. 2005/0059396 by Chuah et al. ("*Chuah*"), and further in view of U.S. Patent No. 6,690,939 to Jonsson et al. ("*Jonsson*"). The Office Action rejects Claims 10 and 11 under 35 U.S.C. § 103(a) as being unpatentable over *Gerth* in view of *Chuah*, in view of *Jonsson* as applied to Claim 1, and further in view of U.S. Patent 6,904,278 to Iyer ("*Iyer*"). The Office Action rejects Claims 19-22, 24, 28-33, 36, and 37 under 35 U.S.C. § 103(a) as being unpatentable over *Gerth* in view of *Chuah*, in view of *Jonsson*, and further in view of U.S. Patent Application Pub. No. 2003/0207683 by Lempio et al. ("*Lempio*"). The Office Action rejects Claim 23 under 35 U.S.C. § 103(a) as being unpatentable over *Gerth* in view of *Chuah*, in view of *Lempio* as applied to Claim 19, and further in view of U.S. Patent Application Pub. No. 2003/0185244 by Wu et al. ("*Wu*"). The Office Action rejects Claims 42-45 under 35 U.S.C. § 103(a) as being unpatentable over *Gerth* in view of *Chuah*, in view of *Lempio* as applied to Claim 19, and further in view of U.S. Patent No. 7,142,868 to Broyles et al. ("*Broyles*"). Applicants respectfully traverse these rejections.

Independent Claim 1 is allowable at least because the combination *Gerth*, *Chuah*, and *Jonsson* proposed in the Office Action fails to disclose, expressly or inherently, "a plurality of device agents, each device agent being assigned to collect association information from a

corresponding set of access points in the wireless network and operable to collect the association information from the corresponding set of access points by querying the access points in the corresponding set of access points.” The Office Action relies on various passages of *Chuah* to disclose these limitations. *See Office Action*, Page 3. Whether or not this is correct, Applicants respectfully contend that the rejection of such a claim is improper because *Chuah* was filed after the Applicants’ priority date of March 7, 2003. Applicants note that the provisional application to which Applicants claim priority was filed March 7, 2003 and contains a substantially similar specification to that of Applicants’ non provisional filing.

For at least this reasons, Independent Claim 1 is allowable, as are Claims 2-3, 5-7, 9-13, and 38 that depend therefrom. For analogous reasons, Independent Claims 14, 19, 28, and 34-37 are allowable, as are Claims 15, 20-24, 29-33, 39-45 that depend therefrom. Reconsideration and favorable action are requested.

CONCLUSION

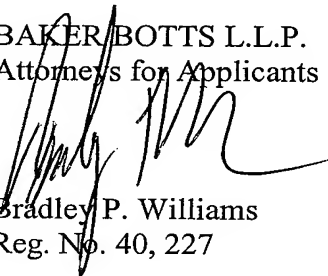
Applicants have now made an earnest attempt to place this case in condition for immediate allowance. For the foregoing reasons and for other apparent reasons, Applicants respectfully request allowance of all pending claims.

If the Examiner feels that prosecution of the present Application may be advanced in any way by a telephone conference, the Examiner is invited to contact the undersigned attorney at 214-953-6447.

Although Applicants believe no fees are due, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

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